

May 14 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA



**IN THE SUPREME COURT OF THE STATE OF MONTANA
THE OFFICE OF THE CLERK OF SUPREME COURT
HELENA, MONTANA 59620-3003**

May 13, 2010

NOTICE OF FILING

Supreme Court No.
DA 10-0142

KATHY HEFFERNAN, ROBIN CAREY, DAVID HARMON,
and NORTH DUNCAN DRIVE NEIGHBORHOOD ASSOCIATIO, INC.

Plaintiffs, Petitioners and Appellees,

v.

MISSOULA CITY COUNCIL, CITY OF MISSOULA; and
JOHN ENGEN, Mayor,

Defendants, Respondents and Appellants,

and

MUTH-HILLBERRY, LLC,

Intervenor-Defendant and Appellant.

The DISTRICT COURT RECORD on appeal has been received and filed on May 13, 2010.

NOTE: The Appellant's opening brief is due 30 days from May 13, 2010.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ed Smith", is written over a horizontal line.

ED SMITH
Clerk of the Supreme Court